

you, the Senate of Texas. When I came here I had no idea I would be called upon for a speech, and I am no speaker any way. I have nothing to say, but thanks, and regret I am not able to be worthy in a speech. I thank you one and all for giving me so delightful a reception, and shall be happy to see you in my home and thank you very much."

The Senate was at ease and Senator Hicks introduced the Brigadier General and his staff.

#### ADJOURNMENT.

The Senate, on motion of Senator Savage, at 4 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

#### NINETEENTH DAY.

Senate Chamber,  
Austin, Tex., Wednesday, Feb. 11, 1903.

Senate met pursuant to adjournment.

President Pro Tem. Davidson of DeWitt in the chair.

Roll call. Quorum present, the following Senators answering to their names:

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Decker.	Mills.
Douglass.	Morris.
Faubion.	Patteson.
Faulk.	Paulus.
Grinnan.	Savage.
Hale.	Stafford.
Hanger.	Willacy.
Harbison.	

Absent.

Faust.	Sebastian.
Perkins.	Wilson.

Prayer by the Chaplain, Rev. I. S. Davenport.

Pending the reading of the Journal of last Friday,

On motion of Senator Harbison, the same was dispensed with.

#### EXCUSED.

On motion of Senator Savage, Senator Hanger was excused for non-attendance upon the Senate for Friday afternoon on account of sickness.

#### PETITIONS AND MEMORIALS.

Senator Faulk offered a memorial from the Farmers' Mutual Insurance Associa-

tion of Texas relative to a bill that has been introduced in the Senate, and it was read and referred to Committee on Insurance, Statistics and History.

Senator Decker offered a petition from citizens of Knox county against the Bryan Quarantine bill, and had it referred to Committee on Stock and Stock Raising.

Senator Henderson offered a petition relative to the Federal bankrupt law, and had it referred to Judiciary Committee No. 1.

Senator Henderson offered a memorial in regard to text books, and it was referred to Committee on Education.

Senator Henderson offered a memorial from citizens of Lamar county requesting repeal of occupation tax.

Read and referred to Committee on Finance.

Senator Decker offered a petition of one hundred and sixty citizens of Potter county against Senate bill No. 100 by Decker authorizing district and county attorneys to bring suit for school lands.

Referred to Committee on Public Lands and Land Office.

#### COMMITTEE REPORTS.

##### INTERNAL IMPROVEMENTS.

Committee Room,  
Austin, Texas, February 11, 1903.

*Hon. Geo. D. Neal, President of the Senate.*

SIR: Your Committee on Internal Improvements, to whom was referred

Senate bill No. 161, A bill to be entitled "An Act to authorize the Chicago, Rock Island & Gulf Railway Company to purchase, own and operate as part of its line the railroad of the Chicago, Rock Island & Texas Railway Company, together with all its franchises, property, rights and privileges; the railroad of the Chicago, Rock Island & Mexico Railway Company, together with all its franchises, property, rights and privileges, and the railroad of the Choctaw, Oklahoma & Texas Railroad Company, together with all its franchises, property, rights and privileges, or either or any of such railroads, with all of its or their franchises, property, rights and privileges of every kind and character; and to authorize the owners of each of said railroads and the franchises, property, rights and privileges of every kind and character, to sell and convey the same; and to authorize said the Chicago, Rock Island & Gulf Railway Company to issue and negotiate its bonds, secured or to be secured by a mortgage or mortgages, to the amount of the value of the railways, franchises, property, rights and privi-

leges so purchased, and to the amount of the value of any railroad hereafter constructed by it under the provisions of this act, as fixed, or as same may be fixed by the Railroad Commission of Texas, and to regulate the reports of said property, and the operation thereof; and to authorize said the Chicago, Rock Island & Gulf Railway Company to construct, own and operate as a part or parts of its line, the unfinished portion or portions of said railroads, or either of them between the termini as defined in their respective charters; and to construct, own and operate as a part or parts of its line all extensions and branches of said railroads or either of them, under, or as authorized in and by the charter of said the Chicago, Rock Island & Gulf Railway Company, or any amendment thereof, made or to be made in pursuance of the General Laws of the State of Texas; and to prescribe the conditions upon which said purchase and sales shall take effect and be dependent; and to authorize said companies, and each of them, to execute all necessary contracts, agreements and conveyances to accomplish said purchase and sales."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass.

DAVIDSON of Galveston, Chairman.

#### ENGROSSED BILLS.

Committee Room,

Austin, Texas, February 10, 1903.

*Hon. Geo. D. Neal, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 24, A bill to be entitled "An Act to amend Article 1316, Chapter 12, Title XXIX, of the Revised Civil Statutes of Texas, relating to charges and instructions to juries."

And find the same correctly engrossed.

PATTESON, Chairman.

Committee Room,

Austin, Texas, February 10, 1903.

*Hon. Geo. D. Neal, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 126, A bill to be entitled "An Act to amend Section 13, of Chapter 107, page 182, of the General Laws of the Twenty-sixth Legislature, approved May 12, 1899, which is entitled as follows: 'An Act to carry into effect the amendments to the Constitution of the State of Texas, providing that aid may

be granted to disabled and dependent Confederate soldiers, sailors and their widows, under certain conditions, and to make an appropriation therefor,"

And find the same correctly engrossed.  
PATTESON, Chairman.

Committee Room,

Austin, Texas, February 11, 1903.

*Hon. Geo. D. Neal, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 6, A bill to be entitled "An Act to create a more efficient road law for Henderson county, creating the office of county road superintendent, prescribing his qualifications and duties; providing for working county and State convicts and delinquent poll tax payers on public roads; rewards and penalties for escaped convicts; for the appointment and duties of road overseers, and fixing amount of their pay, and prescribing penalties against road overseers, hands and road superintendent, and prescribing the duties of the county attorney, grand jury and district judge in seeing its provisions enforced; fixing width of public roads, and providing how they shall be worked, graded, etc.; for the building of bridges, culverts, etc., by the lowest responsible bidder, the plan for which is furnished by the county superintendent; for the hiring of teams, tools and wagons by the county superintendent and overseers, and relieving of hands by paying four dollars per annum; and for opening up two first class roads running east and west and north and south through the county seat; and for the appropriating of the taxes collected in each commissioners precinct; fixing the ages of persons liable to work on roads; providing for the levy of road and bridge tax, and issuance of bonds for road and bridge purposes; and fixing the bonds of the county superintendent and road overseers, and penalties to be recovered in case of a breach thereof; and providing that, in cases where there is a conflict in this and the general laws of the State, this supercedes the general law, and where there is no conflict, the general law still remains in force."

And find the same correctly engrossed.  
PATTESON, Chairman.

#### PUBLIC HEALTH.

Committee Room,

Austin, Texas, February 10, 1903.

*Hon. Geo. D. Neal, President of the Senate.*

SIR: Your Committee on Public Health, to whom was referred

Senate bill No. 177, A bill to be entitled "An Act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose, and to prevent unauthorized uses and traffic in human bodies, and to legalize dissections and experiments by authorized persons,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass.

MARTIN, Acting Chairman.

Committee Room,

Austin, Texas, February 10, 1903.

*Hon. Geo. D. Neal, President of the Senate.*

SIR: Your Committee on Public Health, to whom was referred

Senate bill No. 175, A bill to be entitled "An Act to amend Sections 4, 5, 6, 8 and 13, of Chapter 12, of the Laws of the Twenty-seventh Legislature, which became effective on the 9th day of July, 1901,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass, with the following amendment:

"Amend by striking out all after the word 'character' down to and including the word 'years' in Section 6."

MARTIN, Acting Chairman.

Committee Room,

Austin, Texas, February 10, 1903.

*Hon. Geo. D. Neal, President of the Senate.*

SIR: Your Committee on Public Health, to whom was referred

Senate bill No. 95, A bill to be entitled "An Act to require all railroads in this State to thoroughly disinfect their passenger coaches, in the interest of public health,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do not* pass, but report in lieu thereof the following substitute:

S. S. B. No. 95.]

[By Committee.

#### A BILL

#### TO BE ENTITLED

An Act requiring the disinfection of railway coaches, sleeping cars, street cars and public conveyances, and providing a penalty for the violation thereof.

SECTION 1. Be it enacted by the Legislature of the State of Texas: It shall be the duty of the State Health Officer

of Texas, and he is hereby authorized and empowered to prepare rules and regulations governing the proper disinfection and sanitation of all railway coaches, sleeping cars, street cars and other public conveyances operated in the State of Texas.

SEC. 2. It shall be his duty and he is hereby authorized and empowered to prescribe a sanitary code which shall contain and provide rules and regulations of a general nature for the improvement and amelioration of the hygienic and sanitary condition of said railway coaches, sleeping cars, street cars and other public conveyances.

SEC. 3. Every railway company, street car company, sleeping car company or other corporation, company or individual, or the receiver thereof, engaged in the carrying of passengers in this State shall, at their own expense, within a prescribed time after receiving notice from the State Health Officer of the promulgation of the rules and regulations in the above sections mentioned, carry the same into effect.

SEC. 4. If any railway company, sleeping car company, street car company or other corporation, company or individual, or the receivers thereof, their agents, managers, operators or employes shall fail to comply with the provisions of this act, he shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than fifty nor more than two hundred dollars.

SEC. 5. Whereas, No authority exists at present for the enforcement of these regulations, and the people of the State of Texas demand a more efficient law regulating the sanitation and disinfection of all public conveyances, creates an emergency and an imperative public necessity for the immediate passage of this bill, and the constitutional rule requiring bills to be read on three several days be and the same is hereby suspended, and this act shall be in force from and after its passage.

MARTIN, Acting Chairman.

#### JUDICIAL DISTRICTS.

Committee Room,

Austin, Texas, February 10, 1903.

*Hon. Geo. D. Neal, President of the Senate.*

SIR: Your Committee on Judicial Districts, to whom was referred

House bill No. 109, A bill to be entitled "An Act to amend Chapter 170 of the Acts of the Twenty-fifth Legislature, entitled 'An Act to create a judicial district in Harris county, additional to the Eleventh Judicial District therein, to be

the Sixty-first Judicial District; to establish a court and provide a judge and clerk of said new district, and to regulate the venue of the courts of said respective districts, and the disposition of the business therein, and define the jurisdiction and boundaries and terms thereof, so as to create an additional district court in Harris county, to be known as the Sixty-first Judicial District, and to provide for the organization thereof, and to regulate the conduct and disposition of business therein, and to provide for filling a vacancy in the office of clerk of said courts."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.  
BEATY, Chairman.

#### COMMITTEE PROVIDED FOR IN HOUSE CONCURRENT RESOLUTION NO. 5.

The Chair (President Pro Tem. Davidson of DeWitt) announced that he would appoint the following as the committee provided for by the passage of House Concurrent Resolution No. 5: Senators Lipscomb and Davidson of Galveston.  
(Senator Hill in the chair.)

#### BILLS AND RESOLUTIONS.

Senator Paulus, by request, offered the following resolution:

Senate Joint Resolution No. 7, To amend Section 28, of Article 16, of the Constitution of the State of Texas.

Read, and referred to Committee on Constitutional Amendments.

(Senator Lipscomb in the chair.)

Senator McKamy offered the following resolution:

Resolved, That hereafter the roll call shall include all the officers and employees of the Senate, and that all of such officers and employees shall be and remain at their posts of duty from half past eight o'clock in the morning until five o'clock in the evening of each day (Sundays excepted), whether the Senate be in session or not, and that none of such officers and employees shall absent themselves from the Senate unless they be sent on an errand by the Lieutenant Governor or by some Senator, or be excused by the Senate; that all committee rooms and the room of the Sergeant-at-Arms be kept open and accessible to the members of the Senate at all times from half past eight o'clock in the morning until five o'clock in the evening of each day (Sundays excepted), whether the Senate be in session or not.

The resolution was read second time, and adopted.

Senator Douglass moved to reconsider the vote by which the resolution was adopted.

The motion to reconsider prevailed.

Senator Douglass offered the following amendment:

"Provided, that this resolution shall not apply to the Chaplain."

The amendment was accepted by Senator McKamy.

(President Pro Tem. Davidson of DeWitt in the chair.)

The resolution, as amended, was adopted.

#### SENATE BILL NO. 161 RECOMMENDED.

Senator Davidson of Galveston moved to withdraw committee report on Senate bill No. 161 and have same recommitted to Committee on Internal Improvements. The motion prevailed.

#### BILLS INTRODUCED.

By Senator Faubion:

Senate bill No. 178, A bill to be entitled "An Act to amend Article 677, Chapter 4, Title XXI, of the Revised Civil Statutes of the State of Texas, relating to the competency of the records of private corporations, or copies thereof, as evidence."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Davidson of DeWitt:

Senate bill No. 179, A bill to be entitled "An Act to amend Articles 1287 and 1288, Chapter 11, Title XXX, of the Revised Civil Statutes of the State of Texas of 1895, relating to the trial of causes so as to fix a method for the setting thereof for trial, and to repeal all laws in conflict therewith."

Read first time, and referred to Judiciary Committee No. 2.

By Senators Decker, Harbison and Henderson:

Senate bill No. 180, A bill to be entitled "An Act to authorize the St. Louis, San Francisco & Texas Railway Company to purchase, own and operate, as a part of its line, the railroad of the Red River, Texas & Southern Railway Company, together with all its franchises, property, rights and privileges; the railroad of the Fort Worth & Rio Grande Railway Company, together with all its franchises, property, rights and privileges; the railroad of the Paris & Great Northern Railroad Company, together with all its franchises, property, rights and privileges; the railroad of the Blackwell, Enid & Texas Railway Company, together with all its franchises, property, rights and privileges; and the railroad

of the Oklahoma City & Texas Railroad Company, together with all its franchises, property, rights and privileges; or either or any such railroads, with all of its or their franchises, property, rights and privileges of every kind and character; and to authorize said companies, and each or any of them, to sell and convey all of its or their said railroads constructed or to be constructed, and all other properties, rights, franchises and privileges; and to authorize said St. Louis, San Francisco & Texas Railway Company to issue and negotiate its bond, secured or to be secured by mortgage or mortgages, to the amount of the value of the railways, franchises, property, rights and privileges so purchased, and to the amount of the value of any railroad hereafter constructed by it under the provisions of this act, as fixed, or as the same may be fixed by the Railroad Commission of Texas, and to regulate the reports of said property, and the operation thereof; and to authorize said St. Louis, San Francisco & Texas Railway Company to construct, own and operate, as a part or parts of its line, the unfinished portion or portions of said railroads, or either or any of them, between the termini as defined in their respective charters; and to construct, own and operate, as a part or parts of its line, all extensions and branches of said railroad, or either or any of them, under or as authorized in and by the charter of said St. Louis, San Francisco & Texas Railway Company, or any amendment thereof, made or to be made in pursuance of the General Laws of the State of Texas; and to prescribe the conditions upon which said purchase and sale shall take effect and be dependent; and to authorize said companies, and each of them, to execute all necessary contracts, agreements and conveyances to accomplish said purchases and sales."

Read first time, and referred to Committee on Internal Improvements.

The introduction of the foregoing Senate bill No. 180 was accompanied by proof that publication of the notice of intention to apply to the Legislature for the passage of such special law had been duly made as provided by law, which notice and proof were then and there exhibited in the Legislature.

By Senator Beaty:

Senate bill No. 181, A bill to be entitled "An Act to authorize the Gulf, Colorado & Santa Fe Railway Company to purchase the railroads and all other property of the Gulf, Beaumont & Kansas City Railway Company and of the Gulf, Beaumont & Great Northern Railway Company, now owned and hereafter acquired, and to operate the same under

the charter of the Gulf, Colorado & Santa Fe Railway Company, as part of its own line, with the right to extend the said roads, or either of them, and to construct branches therefrom by amendment of its charter under the General Laws of the State of Texas, and to authorize the corporation or corporations, person or persons, now or hereafter owning the said properties, to sell the same to the Gulf, Colorado & Santa Fe Railway Company, and until such purchase is made to authorize the lease by the Gulf, Colorado & Santa Fe Railway Company of the railroads and other properties of said two other companies."

Read first time, and referred to Committee on Internal Improvements.

By Senator Decker:

Senate bill No. 183, A bill to be entitled "An Act to amend Section 9, Chapter 11, of the Acts of the Twenty-sixth Legislature, approved February 23, 1900."

Read first time, and referred to Committee on Public Lands and Land Office.

By Senator Beaty:

Senate bill No. 182, A bill to be entitled "An Act to authorize the Gulf, Beaumont & Kansas City Railway Company to purchase the railroads and all other property of the Gulf, Beaumont & Great Northern Railway Company and of the Beaumont Wharf and Terminal Company now owned and hereafter acquired, and to operate the same under the charter of the Gulf, Beaumont & Kansas City Railway Company as a part of its own line, with the right to extend the said roads, or either of them, and to construct branches therefrom by amendment of its charter under the General Laws of the State of Texas; and to authorize the corporation or corporations, person or persons, now or hereafter owning the said properties, to sell the same to the Gulf, Beaumont & Kansas City Railway Company, and until such purchase is made to authorize the lease by the Gulf, Beaumont & Kansas City Railway Company of the railroads and other properties of said two other companies."

Read first time, and referred to Committee on Internal Improvements.

By Senator Brachfield:

Senate bill No. 184, A bill to be entitled "An Act to amend Chapter 386c, Chapter 18, Title I, Revised Civil Statutes of Texas, 1895, relating to validating certain incorporated cities and towns, and declaring an emergency."

Read first time, and referred to Committee on Towns and City Corporations.

By Senator Harper:

Senate bill No. 185, A bill to be entitled "An Act to amend Section 4, of Chapter 7, of the act passed by the Called Session

of the Twenty-sixth Legislature, approved February 21, 1900, as amended by Acts of the Regular Session of the Twenty-seventh Legislature, approved April 18, 1901, so as to provide that school trustees in independent school districts not in a city or town having an assessor and collector may have the taxes levied placed on the rolls of the county or may elect from the members of the board an assessor and collector of taxes and prescribe his power and duties and the duties of the board with reference to the collection of taxes, also for the organization of the board and the election of officers."

Read first time, and referred to Committee on Education.

By Senator Grinnan:

Senate bill No. 186, A bill to be entitled "An Act to amend Section 6, of Brown county road law passed by the Twenty-seventh Legislature of the State of Texas."

Read first time, and referred to Committee on Roads, Bridges and Ferries.

By Senator Harbison:

Senate bill No. 187, A bill to be entitled "An Act for the relief of railroad corporations and belt and suburban railway companies having charters granted or amended since the first day of January, 1887, and which have failed, or about to fail, to construct their roads and branches, or any part thereof, within the time required by law."

Read first time, and referred to Committee on Internal Improvements.

By Senator Faubion:

Senate bill No. 188, A bill to be entitled "An Act to provide for the correction of errors in assessment rolls and delinquent tax rolls."

Read first time, and referred to Committee on Treasurer's and Comptroller's Department.

#### PRIVILEGED COMMITTEE REPORT.

Committee Room,  
Austin, Texas, February 10, 1903.

*Hon. Geo. D. Neal, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 18, A bill to be entitled "An Act to render more effective and efficient the present road law of the State of Texas, in its application and operation in the county of Wilbarger,"

And find the same correctly engrossed.  
PATTESON, Chairman.

Morning call concluded.

#### PENDING BUSINESS—HOUSE BILL NO. 6 SUSPENDED.

The Chair laid before the Senate, on its second reading,

House bill No. 6, A bill to be entitled "An Act to authorize corporations incorporated as local suburban railways, under Title XCIV, of the Revised Statutes of Texas, of which the Railroad Commission have heretofore or shall hereafter decide they have not control in reference to the issuance of stock and bonds, or either, to issue, or increase their stock and bonds, or either, without complying with the provisions of Chapter 50 of the Acts of the Legislature of 1893, being Chapter 14, Title XCIV, of the Revised Statutes of Texas."

On motion of Senator Hicks, pending business (House bill No. 6), was suspended, and the Senate took up out of its order, Senate bill No. 68.

The Chair laid before the Senate, on its second reading,

Senate bill No. 68, A bill to be entitled "An Act to amend Article 3071, of Title LVIII, of the Revised Statutes of Texas, of 1895, so as to include accident, fire and marine insurance companies in the list of insurance companies which shall be liable to pay to the holder of a policy in addition to the amount of the loss 12 per cent. damages on the amount of each loss, and reasonable attorneys fees for the prosecution and collection of such loss in the event such companies shall fail to pay the loss after demand made therefor."

Senator Hicks offered the following amendment:

"Amend by adding after the word 'loss,' in line 28, the following: 'Whereas, There is now no law requiring accident, marine and fire insurance companies to promptly settle their claims, and the crowded condition of the calendars creates an emergency and an imperative public necessity that the constitutional rule requiring all bills to be read on three several days be suspended, and that this act take effect and be in force from and after its passage, and it is so enacted.'"

The amendment was adopted.

Bill read second time, and ordered engrossed.

On motion of Senator Hicks, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Beaty.  
Brachfield.  
Cain.

Davidson of  
DeWitt.

Davidson of Galveston.	Hicks.
Decker.	Hill.
Douglass.	Lipscomb.
Faubion.	Martin.
Faulk.	McKamy.
Grinnan.	Mills.
Hanger.	Morris.
Harbison.	Patteson.
Harper.	Paulus.
Henderson.	Savage.
	Stafford.

## Absent.

Faust.	Sebastian.
Hale.	Willacy.
Perkins.	Wilson.

Bill was read third time and passed by the following vote:

## Yeas—24.

Beaty.	Harbison.
Brachfield.	Harper.
Cain.	Henderson.
Davidson of DeWitt.	Hicks.
Davidson of Galveston.	Hill.
Decker.	Lipscomb.
Douglass.	Martin.
Faubion.	McKamy.
Faulk.	Mills.
Grinnan.	Morris.
Hanger.	Patteson.
	Savage.
	Stafford.

## Absent.

Faust.	Sebastian.
Hale.	Willacy.
Paulus.	Wilson.
Perkins.	

Senator Hicks moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

Motion to table prevailed.

## PENDING BUSINESS—HOUSE BILL NO. 6.

The Chair laid before the Senate, on its second reading,

House bill No. 6, A bill to be entitled "An Act to authorize corporations incorporated as local suburban railways, under Title XCIV, of the Revised Statutes of Texas, of which the Railroad Commission have heretofore or shall hereafter decide they have not control in reference to the issuance of stock and bonds, or either, to issue, or increase their stock and bonds, or either, without complying with the provisions of Chapter 50 of the Acts of the Legislature of 1893, being Chapter 14, Title XCIV, of the Revised Statutes of Texas."

Bill read second time, and passed to third reading.

On motion of Senator Harbison, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

## Yeas—27.

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of DeWitt.	Hill.
Davidson of Galveston.	Lipscomb.
Decker.	Martin.
Douglass.	McKamy.
Faubion.	Mills.
Faulk.	Morris.
Grinnan.	Patteson.
Hale.	Paulus.
Hanger.	Savage.
Harbison.	Stafford.
	Willacy.

## Absent.

Faust.	Sebastian.
Perkins.	Wilson.

Bill was read third time and passed by the following vote:

## Yeas—27.

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of DeWitt.	Hill.
Davidson of Galveston.	Lipscomb.
Decker.	Martin.
Douglass.	McKamy.
Faubion.	Mills.
Faulk.	Morris.
Grinnan.	Patteson.
Hale.	Paulus.
Hanger.	Savage.
Harbison.	Stafford.
	Willacy.

## Absent.

Faust.	Sebastian.
Perkins.	Wilson.

Senator Harbison moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

## FIRST HOUSE MESSAGE.

Hall of the House of Representatives,  
Austin, Texas, February 11, 1903.

*Hon. Geo. D. Neal, President of the Senate.*

SIR: I am directed by the House to inform the Senate that the House has passed the following concurrent resolutions:

Senate Concurrent Resolution No. 4:  
Resolved, That the chairman of the

Committee on Educational Affairs shall appoint two members of the said committee who, with himself, shall constitute a sub-committee to act with a sub-committee of the House Committee on Education, to prepare and submit to a joint session of the Educational Committees of both houses a bill which shall comprise a revision of the general school laws, the bill thus prepared to be introduced concurrently in both houses as soon as practicable.

House Concurrent Resolution No. 11, Granting leave of absence to Hon. L. W. Moore, judge of the Twenty-second Judicial District.

Be it resolved by the House of Representatives, the Senate concurring, That the Hon. L. W. Moore, judge of the Twenty-second Judicial District of Texas, be and he is hereby granted a leave of absence from the State for the period of one month during the year 1904.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

#### PENDING BUSINESS—SENATE BILL NO. 24 SUSPENDED.

The Chair laid before the Senate, on its third reading,

Senate bill No. 24, A bill to be entitled "An Act to amend Article 1316, Chapter 12, Title XXIX, of the Revised Civil Statutes of the State of Texas, relating to charges and instructions to juries."

On motion of Senator Savage, pending business (Senate bill No. 24) was suspended, and the Senate took up, out of its order, Senate bill No. 129.

The Chair laid before the Senate, on its second reading,

Senate bill No. 129, A bill to be entitled "An Act to compel railroads and railway corporations to erect and maintain water closets at passenger stations; to regulate the same; to fix penalties, and authorize suits therefor."

Senator Savage offered the following amendment:

"Amend by adding Section 4, as follows:

"Section 4. The fact that there is no law requiring railroad corporations to erect and maintain water closets at passenger stations, and the further fact of the necessity of this act, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended and that this act take effect and be in force from and after its passage, and it is so enacted."

The amendment was read, and adopted.

Senator Savage offered the following amendment:

"Amend by adding after the word 'therefor,' line 9, page 1, the words 'and declaring an emergency.'"

The amendment was read, and adopted.

Bill was read second time, and ordered engrossed.

On motion of Senator Savage, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Decker.	Mills.
Douglass.	Morris.
Faubion.	Patteson.
Faulk.	Paulus.
Grinnan.	Savage.
Hale.	Stafford.
Hanger.	Willacy.

Absent.

Faust.	Sebastian.
Harbison.	Wilson.
Perkins.	

Senator Savage offered the following amendment:

"Strike out the word 'separte,' in line 15, page 1, and insert the word 'separate.'"

The amendment was adopted.

Bill was read third time, and passed by the following vote:

Yeas—26.

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Decker.	Mills.
Douglass.	Morris.
Faubion.	Patteson.
Faulk.	Paulus.
Grinnan.	Savage.
Hale.	Stafford.
Hanger.	Willacy.

Absent.

Faust.	Sebastian.
Harbison.	Wilson.
Perkins.	

Senator Savage moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.



## PRIVILEGED COMMITTEE REPORT.

Committee Room,  
Austin, Texas, February 11, 1903.

*Hon. Geo. D. Neal, President of the Senate.*

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 15, "An Act to change and prescribe the time for holding district courts in the Thirty-first Judicial District of this State; to conform all writs and processes from such courts to such changes, and to repeal all laws in conflict herewith,"

And find the same correctly enrolled, and have this day, at 10:40 o'clock a. m., presented the same to the Governor for his approval.

HALE, Chairman.

Committee Room,  
Austin, Texas, February 11, 1903.

*Hon. Geo. D. Neal, President of the Senate.*

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 17, "An Act to fix the time of holding the courts in the Forty-seventh Judicial District of Texas,"

And find the same correctly enrolled, and have this day, at 10:40 o'clock a. m., presented the same to the Governor for his approval.

HALE, Chairman.

## PENDING BUSINESS SUSPENDED.

The Chair laid before the Senate, pending business, on its third reading,

Senate bill No. 24, A bill to be entitled "An Act to amend Article 1316, Chapter 12, Title XXIX, of the Revised Civil Statutes of the State of Texas, relating to charges and instructions to juries."

On motion of Senator Grinnan, pending business (Senate bill No. 24) was suspended, and the Senate took up, out of its order, Senate bill No. 134.

The Chair laid before the Senate, on its second reading,

Senate bill No. 134, A bill to be entitled "An Act to prohibit any corporation or receiver operating a line of railway in whole or in part in the State of Texas, or any officer, agent or representative of such corporations or receiver, from requiring or permitting any conductor, engineer, fireman, brakeman, train dispatcher, telegraph operator, or any trainman who has worked in his respective capacity for sixteen consecutive hours, except in case of casualty, to again go on duty or perform any work

until he has had at least eight hours rest, and prescribing a penalty for the violation of this act."

Senator Hicks offered the following amendment:

"Amend by adding after the word 'railroad,' in line 24, the following: 'Provided, this section shall not apply to employes of sleeping car companies.'"

The amendment was adopted.

Bill was read second time, and ordered engrossed.

On motion of Senator Grinnan, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Decker.	Mills.
Douglass.	Morris.
Faubion.	Patteson.
Faulk.	Paulus.
Grinnan.	Savage.
Hale.	Stafford.
Hanger.	Willacy.
Harbison.	

Absent.

Faust.	Sebastian.
Perkins.	Wilson.

The bill was read third time, and passed by the following vote:

Yeas—26.

Beaty.	Harbison.
Brachfield.	Harper.
Cain.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Decker.	Mills.
Douglass.	Morris.
Faubion.	Patteson.
Faulk.	Paulus.
Grinnan.	Savage.
Hale.	Stafford.
Hanger.	Willacy.

Absent.

Faust.	Sebastian.
Henderson.	Wilson.
Perkins.	

Senator Grinnan moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

## PENDING BUSINESS SUSPENDED.

The Chair laid before the Senate, on its third reading, Senate bill No. 24 (see caption above).

On motion of Senator Lipscomb, pending business (Senate bill No. 24) was suspended, and the Senate took up out of its order, (House bill No. 109.

The Chair laid before the Senate, on its second reading,

House bill No. 109, A bill to be entitled "An Act to amend Chapter 170, of the Acts of the Twenty-fifth Legislature, entitled 'An Act to create a judicial district in Harris county additional to the Eleventh District therein to be the Fifty-fifth Judicial District, to establish a court and provide a judge and clerk of said new district, and to regulate the venue of the courts of said respective districts and the disposition of the business therein and define the jurisdiction and boundaries and terms thereof, so as to create an additional district court in Harris county, to be known as the Fifty-ninth Judicial District, and to provide for the organization thereof, and to regulate the conduct and disposition of business therein, and to provide for filling a vacancy in the office of clerk of said courts."

On motion of Senator Lipscomb, the Senate rule requiring committee reports to lie over for one day, was suspended.

Bill read second time, and passed to a third reading.

On motion of Senator Lipscomb, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

## Yeas—25.

Beaty.	Harper.
Cain.	Henderson.
Davidson of	Hicks.
DeWitt.	Hill.
Davidson of	Lipscomb.
Galveston.	Martin.
Decker.	McKamy.
Douglass.	Mills.
Faubion.	Morris.
Faulk.	Patteson.
Grinnan.	Paulus.
Hale.	Stafford.
Hanger.	Willacy.
Harbison.	

## Absent.

Brachfield.	Savage.
Faust.	Sebastian.
Perkins.	Wilson.

The bill was read third time, and passed by the following vote:

## Yeas—24.

Beaty.	Harper.
Cain.	Henderson.
Davidson of	Hicks.
DeWitt.	Hill.
Davidson of	Lipscomb.
Galveston.	Martin.
Decker.	McKamy.
Douglass.	Mills.
Faubion.	Morris.
Faulk.	Patteson.
Hale.	Paulus.
Hanger.	Stafford.
Harbison.	Willacy.

## Absent.

Brachfield.	Savage.
Faust.	Sebastian.
Grinnan.	Wilson.
Perkins.	

Senator Lipscomb moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

## PENDING BUSINESS SUSPENDED.

On motion of Senator Henderson, pending business (Senate bill No. 24) was suspended, and the Senate took up out of its order, Senate bill No. 126.

The Chair laid before the Senate, on its third reading,

Senate bill No. 126, A bill to be entitled "An Act to amend Section 13, Chapter 107, page 182, of the General Laws of the Twenty-sixth Legislature, approved May 12, 1899, which is entitled as follows: 'An Act to carry into effect the amendments to the Constitution of the State of Texas, providing that aid may be granted to disabled and dependent Confederate soldiers, sailors and their widows, under certain conditions, and to make an appropriation therefor.'"

The bill was read third time, and passed.

## PENDING BUSINESS SUSPENDED.

On motion of Senator Hill, pending business (Senate bill No. 24) was suspended, and the Senate took up out of its order, Senate bill No. 102.

The Chair laid before the Senate, on its second reading,

Senate bill No. 102, A bill to be entitled "An Act to create the county of Centralia out of the territory of Tom Green county, and to provide for its organization."

(Senator Stafford in the chair.)

Senator Hill offered the following amendment:

"Amend by adding after the word 'corner,' in line 18, page 1, the follow-

ing: 'Of Glasscock county. thence west with the south lines.'"

The amendment was adopted.

Senator Davidson of DeWitt offered the following amendment:

"Amend by adding 'Reagan' in place of the word 'Centralia' wherever it occurs in the bill, in honor of John H. Reagan."

The amendment was read, and adopted.

Bill was read second time, and ordered engrossed.

On motion of Senator Hill the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Douglass.	Mills.
Faubion.	Morris.
Faulk.	Patteson.
Grinnan.	Paulus.
Hale.	Savage.
Hanger.	Stafford.
Harbison.	Willacy.

Absent.

Decker.	Sebastian.
Faust.	Wilson.
Perkins.	

The bill was read third time, and passed by the following vote:

Yeas—26.

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Douglass.	Mills.
Faubion.	Morris.
Faulk.	Patteson.
Grinnan.	Paulus.
Hale.	Savage.
Hanger.	Stafford.
Harbison.	Willacy.

Absent.

Decker.	Sebastian.
Faust.	Wilson.
Perkins.	

#### PENDING BUSINESS SUSPENDED.

On motion of Senator Davidson of Galveston pending business (Senate bill No.

24) was suspended, and the Senate took up out of its order Senate bill No. 56.

The Chair laid before the Senate on its second reading,

Senate bill No. 56, A bill to be entitled "An Act to provide for and regulate the granting of license to practice as attorney and counselor at law in all the courts of the State of Texas, and to repeal all laws and parts of laws in conflict therewith."

Bill read second time, and ordered engrossed.

On motion of Senator Davidson of Galveston, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Decker.	Mills.
Douglass.	Morris.
Faubion.	Patteson.
Faulk.	Paulus.
Grinnan.	Savage.
Hale.	Stafford.
Hanger.	Willacy.
Harbison.	

Absent.

Faust.	Sebastian.
Perkins.	Wilson.

Bill was read third time, and passed by the following vote:

Yeas—26.

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Douglass.	Mills.
Faubion.	Morris.
Faulk.	Patteson.
Grinnan.	Paulus.
Hale.	Savage.
Hanger.	Stafford.
Harbison.	Willacy.

Absent.

Decker.	Sebastian.
Faust.	Wilson.
Perkins.	

Senator Davidson of Galveston, moved to reconsider the vote by which the bill

was passed and lay that motion on the table.

Motion to table prevailed.

#### PENDING BUSINESS SUSPENDED.

On motion of Senator Davidson of DeWitt, pending business (Senate bill No. 24) was suspended, and the Senate took up out of its order House bill No. 23.

The Chair laid before the Senate on second reading

House bill No. 23, A bill to be entitled "An Act to increase the civil jurisdiction of the county court of Karnes county."

Bill read second time, and passed to a third reading.

On motion of Senator Davidson of DeWitt, the constitutional rule requiring bills to be read on three several days, was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Beaty.	Harbison.
Brachfield.	Harper.
Cain.	Henderson.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	McKamy.
Galveston.	Mills.
Decker.	Morris.
Douglass.	Patteson.
Faubion.	Paulus.
Faulk.	Savage.
Grinnan.	Stafford.
Hale.	Willacy.
Hanger.	

Present—Not voting.

Hicks.

Absent.

Faust.	Sebastian.
Martin.	Wilson.
Perkins.	

Bill was read third time, and passed by the following vote:

Yeas—25.

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hill.
Davidson of	Lipscomb.
DeWitt.	Martin.
Davidson of	McKamy.
Galveston.	Mills.
Douglass.	Morris.
Faubion.	Patteson.
Faulk.	Paulus.
Grinnan.	Savage.
Hale.	Stafford.
Hanger.	Willacy.
Harbison.	

Nays—1.

Hicks.

Absent.

Decker.	Sebastian.
Faust.	Wilson.
Perkins.	

Senator Davidson of DeWitt, moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

#### REASONS FOR VOTING ON HOUSE BILL NO. 23.

"I vote 'no' because I believe the bill against public policy and because I doubt its constitutionality.

"HICKS."

#### COMMITTEE REPORT BY UNANIMOUS CONSENT.

Committee Room,  
Austin, Texas, February 11, 1903.  
*Hon. Geo. D. Neal, President of the Senate.*

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 164, A bill to be entitled "An Act to restore and confer upon the county court of Polk county the civil and criminal jurisdiction heretofore belonging to said court under the Constitution and General Statutes of the State of Texas, to define the jurisdiction of said court, to conform the jurisdiction of the district court of said county to such change, and to fix the time of holding court and to repeal all laws and parts of laws in conflict with this act,"

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it *do* pass, but be not printed.

HANGER, Chairman.

#### PENDING BUSINESS SUSPENDED.

On motion of Senator Davidson of Galveston, pending business (Senate bill No. 24) was suspended, and the Senate took up, out of its order, Senate bill No. 169.

The Chair laid before the Senate, on its second reading,

Senate bill No. 169, A bill to be entitled "An Act to amend paragraph 6, of Chapter 4, Section 1, of an Act of the Twenty-seventh Legislature of Texas, approved January 22, 1901, entitled 'An Act to regulate the terms and fix the times for holding the district court in the Twenty-third Judicial District of Texas, and to regulate and validate the returns

all writs and processes heretofore and hereafter issued from the district courts of said judicial district, and to repeal all laws and parts of laws in conflict with this act, and declaring an emergency, so as to increase the time for the terms of the district court of Matagorda county, Texas."

On motion of Senator Davidson of Galveston, the Senate rule requiring committee reports to lie over for one day was suspended.

Bill was read second time, and ordered engrossed.

On motion of Senator Davidson of Galveston, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

## Yeas—25.

Beaty.	Harper.
Cain.	Henderson.
Davidson of	Hicks.
DeWitt.	Hill.
Davidson of	Lipscomb.
Galveston.	Martin.
Decker.	McKamy.
Douglass.	Mills.
Faubion.	Morris.
Faulk.	Patteson.
Grinnan.	Paulus.
Hale.	Savage.
Hanger.	Stafford.
Harbison.	

## Absent.

Brachfield.	Sebastian.
Faust.	Willacy.
Perkins.	Wilson.

Bill was read third time, and passed by the following vote:

## Yeas—25.

Beaty.	Harper.
Cain.	Henderson.
Davidson of	Hicks.
DeWitt.	Hill.
Davidson of	Lipscomb.
Galveston.	Martin.
Decker.	McKamy.
Douglass.	Mills.
Faubion.	Morris.
Faulk.	Patteson.
Grinnan.	Paulus.
Hale.	Savage.
Hanger.	Stafford.
Harbison.	

## Absent.

Brachfield.	Sebastian.
Faust.	Willacy.
Perkins.	Wilson.

Senator Davidson of Galveston moved to reconsider the vote by which the bill

was passed, and lay that motion on the table.

The motion to table prevailed.

Senator Cain moved that the Senate take a recess until 2 o'clock p. m.

Senator Mills moved that the Senate adjourn until 10 o'clock tomorrow morning.

Action being on the longest time first, the motion to adjourn until 10 o'clock tomorrow morning was lost by the following vote:

## Yeas—8.

Douglass.	Henderson.
Faubion.	Martin.
Faulk.	Mills.
Grinnan.	Patteson.

## Nays—17.

Beaty.	Hicks.
Cain.	Hill.
Davidson of	Lipscomb.
DeWitt.	McKamy.
Davidson of	Morris.
Galveston.	Perkins.
Decker.	Savage.
Hanger.	Stafford.
Harbison.	Willacy.
Harper.	

## Absent.

Brachfield.	Paulus.
Faust.	Sebastian.
Hale.	Wilson.

Action recurring on Senator Cain's motion to take a recess until 2 o'clock p. m.,

Senator Grinnan moved to take a recess until 3 o'clock p. m.

Action being on the longest time first, the motion to take a recess until 3 o'clock p. m. prevailed.

## AFTER RECESS.

(President Pro Tem. Davidson of DeWitt in the chair.)

## PENDING BUSINESS SUSPENDED.

On motion of Senator Harper, pending business (Senate bill No. 24) was suspended, and the Senate took up, out of its order, Senate bill No. 33.

The Chair laid before the Senate, on its second reading,

Senate bill No. 33, A bill to be entitled "An Act to amend Articles 402, 403, 404, 405, 406 and 407, of Chapter 6, Title XI, Penal Code, and add thereto Article 407a, relating to unlawfully selling any intoxicating liquor."

Senator Harper offered the following amendment:

"Amend by adding Section 2, as follows:

"Section 2. The fact that there is no sufficient general law in this State for the suppression of 'blind tigers' in territories where prohibition is in force, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect and be in force from and after its passage, and it is so enacted."

The amendment was read and adopted.

The bill was read second time, and ordered engrossed.

#### REGULAR ORDER.

The Chair laid before the Senate, on its third reading,

Senate bill No. 24, A bill to be entitled "An Act to amend Article 1316, Chapter 12, Title XXIX, of the Revised Civil Statutes of the State of Texas, relating to charges and instructions to juries."

The bill was read third time, and passed.

Senator Hale moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

#### PENDING BUSINESS SUSPENDED.

On motion of Senator Morris, pending business (House bill No. 16) was suspended, and the senate took up out of its order, Senate bill No. 164.

The Chair then laid before the Senate, on its second reading,

Senate bill No. 164, A bill to be entitled "An Act to restore and confer upon the county court of Polk county the civil and criminal jurisdiction heretofore belonging to said court under the Constitution and General Statutes of the State of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to such change; to fix the time of holding court; and to repeal all laws and parts of laws in conflict with this act."

The bill was read second time, and ordered engrossed.

The bill having been reported this morning, it was necessary to suspend the Senate rule requiring the committee reports to lie over one day, for which purpose,

Senator Morris moved to reconsider the vote by which the bill was ordered engrossed.

The motion to reconsider prevailed.

#### PENDING BUSINESS SUSPENDED.

On motion of Senator Hale, pending business (House bill No. 16) was suspended, and the Senate took up out of its order, Senate bill No. 89.

The Chair laid before the Senate, on its second reading,

Senate bill No 89, A bill to be entitled "An Act to transfer the counties of Bastrop, Burleson, Lee and Washington from the community school system to the district school system, and directing the commissioners courts of the said counties to subdivide them into convenient school districts."

The bill was read second time, and ordered engrossed.

#### PENDING BUSINESS SUSPENDED.

On motion of Senator Harper, pending business (House bill No. 16) was suspended, and the Senate took up out of its order, Senate bill No. 69.

The Chair laid before the Senate, on its second reading,

Senate bill No. 69, A bill to be entitled "An Act to provide for the incorporation of mutual, fire, storm and lightning insurance companies, and defining their powers and duties."

With the following committee amendment:

"Amend by adding after Section 12 the following, which shall be designated as Section 13: 'Any person having a claim or demand against any such mutual insurance company incorporated or acting under this act, may sue said company in any court of competent jurisdiction in any county in this State wherein resides one or more of the members of said company.' We further recommend that Section 13 in the original bill be made Section 14, Section 14 be made Section 15, and Section 15 be made Section 16."

The committee amendment was adopted.

Bill read second time, and ordered engrossed.

On motion of Senator Harper, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Douglass.	Mills.
Faubion.	Morris.
Faulk.	Paulus.
Faust.	Savage.
Grinnan.	Stafford.
Hale.	Willacy.
Hanger.	Wilson.
Harbison.	

**Absent.**

Decker. Perkins.  
Patteson. Sebastian.

The bill was read third time, and passed by the following vote:

**Yeas—26.**

Beaty.	Harbison.
Brachfield.	Harper.
Cain.	Henderson.
Davidson of	Hicks.
DeWitt.	Hill.
Davidson of	Lipscomb.
Galveston.	Martin.
Douglass.	Mills.
Faubion.	Morris.
Faulk.	Paulus.
Faust.	Savage.
Grinnan.	Stafford.
Hale.	Willacy.
Hanger.	Wilson.

**Absent.**

Decker. Perkins.  
McKamy. Sebastian.  
Patteson.

Senator Harper moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

**SENATE BILL NO. 89 ON THIRD READING.**

On motion on Senator Hale, pending business (House bill No. 16) was suspended, and the Senate took up out of its order Senate bill No. 89.

The Chair laid before the Senate on third reading,

Senate bill No 89, A bill to be entitled "An Act to transfer the counties of Bastrop, Burleson, Lee and Washington from the community school system to the district school system, and directing the commissioners courts of the said counties to subdivide them into convenient school districts."

On motion of Senator Hale the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

**Yeas—27.**

Beaty.	Faust.
Brachfield.	Grinnan.
Cain.	Hale.
Davidson of	Hanger.
DeWitt.	Harbison.
Davidson of	Harper.
Galveston.	Henderson.
Douglass.	Hicks.
Faubion.	Hill.
Faulk.	Lipscomb.

Martin.	Savage.
McKamy.	Stafford.
Mills.	Willacy.
Morris.	Wilson.
Paulus.	

**Absent.**

Decker. Perkins.  
Patteson. Sebastian.

The bill was read third time, and passed.

Senator Hale moved to reconsider the vote by which the bill was passed and lay that motion on the table.

Motion to table prevailed.

**PENDING BUSINESS SUSPENDED.**

On motion of Senator Beaty pending business (House bill No. 16) was suspended, and the Senate took up out of its order Senate bill No. 142.

The Chair laid before the Senate on second reading,

Senate bill No. 142, A bill to be entitled "An Act to restore to and confer upon the county court of Orange county the general civil jurisdiction provided for by the Constitution and General Laws of the State of Texas; to conform the jurisdiction of the district court of the said county to such change, and to repeal all laws and parts of laws in conflict with the provisions of this act, and declaring an emergency.

Bill read second time, and ordered engrossed.

Senator Beaty moved the constitutional rule requiring bills to be read on three several days be suspended, and the bill put on its third reading and final passage.

The motion to suspend the rule was lost by the following vote, it taking a four-fifths vote to suspend same:

**Yeas—24.**

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Douglass.	Mills.
Faubion.	Morris.
Faulk.	Paulus.
Faust.	Savage.
Grinnan.	Stafford.
Hanger.	Willacy.

**Absent.**

Decker. Perkins.  
Hale. Sebastian.  
Harbison. Wilson.  
Patteson.

Senator Beaty moved to reconsider the vote by which the motion to suspend the constitutional rule was lost.

The motion prevailed.

On motion of Senator Beaty, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

**Yeas—28.**

Beaty.	Harbison.
Brachfield.	Harper.
Cain.	Henderson.
Davidson of	Hicks.
DeWitt.	Hill.
Davidson of	Lipscomb.
Galveston.	Martin.
Decker.	McKamy.
Douglass.	Mills.
Faubion.	Morris.
Faulk.	Paulus.
Faust.	Savage.
Grinnan.	Stafford.
Hale.	Willacy.
Hanger.	Wilson.

**Absent.**

Patteson.	Sebastian.
Perkins.	

The bill was read third time, and passed by the following vote:

**Yeas—28.**

Beaty.	Harbison.
Brachfield.	Harper.
Cain.	Henderson.
Davidson of	Hicks.
DeWitt.	Hill.
Davidson of	Lipscomb.
Galveston.	Martin.
Decker.	McKamy.
Douglass.	Mills.
Faubion.	Morris.
Faulk.	Paulus.
Faust.	Savage.
Grinnan.	Stafford.
Hale.	Willacy.
Hanger.	Wilson.

**Absent.**

Patteson.	Sebastian.
Perkins.	

Senator Beaty moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

**SENATE BILL NO. 164.**

On motion of Senator Morris, pending business (House bill No. 16) was suspended, and the Senate took up out of its order Senate bill No. 164.

The Chair laid before the Senate on its second reading.

Senate bill No. 164, A bill to be entitled "An Act to restore and confer upon the county court of Polk county the civil and criminal jurisdiction heretofore belonging to said court under the Constitution and General Statutes of the State of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to such change; to fix the time of holding court; and to repeal all laws and parts of laws in conflict with this act."

Bill was read second time, and ordered engrossed.

Senator Morris moved to reconsider the vote by which the bill was ordered engrossed.

The motion prevailed.

Senator Morris moved that the Senate rule requiring committee reports to lay over for one day be suspended.

The motion prevailed.

Bill was ordered engrossed.

On motion of Senator Morris, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

**Yeas—28.**

Beaty.	Harbison.
Brachfield.	Harper.
Cain.	Henderson.
Davidson of	Hicks.
DeWitt.	Hill.
Davidson of	Lipscomb.
Galveston.	Martin.
Decker.	McKamy.
Douglass.	Mills.
Faubion.	Morris.
Faulk.	Paulus.
Faust.	Savage.
Grinnan.	Stafford.
Hale.	Willacy.
Hanger.	Wilson.

**Absent.**

Patteson.	Sebastian.
Perkins.	

The bill was read third time, and passed by the following vote:

**Yeas—28.**

Beaty.	Faulk.
Brachfield.	Faust.
Cain.	Grinnan.
Davidson of	Hale.
DeWitt.	Hanger.
Davidson of	Harbison.
Galveston.	Harper.
Decker.	Henderson.
Douglass.	Hicks.
Faubion.	Hill.



Lipscomb.  
Martin.  
McKamy.  
Mills.  
Morris.

Paulus.  
Savage.  
Stafford.  
Willacy.  
Wilson.

Absent.

Patteson.  
Perkins.

Sebastian.

Senator Morris moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

#### SENATE BILL NO. 122.

On motion of Senator Willacy, pending business (House bill No. 16) was suspended, and the Senate took up, out of its order, Senate bill No. 122.

The Chair laid before the Senate, on its second reading,

Senate bill No. 122, A bill to be entitled "An Act to amend Article 3391 and Article 3393, and to repeal Article 3395, Title LXIX, of the Revised Civil Statutes of the State of Texas of 1895, relating to local option."

Senator Mills offered the following amendment:

"Amend page 2, line 2, by striking out 'or within any part of the same' after the word 'limits.'"

The amendment was adopted.

Senator Brachfield offered the following amendment:

"Amend by adding after the word 'town,' in line 9, page 2, the words 'any school district.'"

The amendment was adopted.

The bill, as amended, was ordered engrossed by the following vote:

#### Yeas—18.

Brachfield.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Decker.	Mills.
Faust.	Paulus.
Grinnan.	Stafford.
Hale.	Willacy.
Hanger.	Wilson.

#### Nays—8.

Beaty.	Harper.
Cain.	Henderson.
Douglass.	Morris.
Faulk.	Savage.

#### Absent.

Faubion.	Perkins.
Harbison.	Sebastian.
Patteson.	

#### COMMITTEE REPORT.

(By unanimous consent.)

Committee Room,  
Austin, Texas, February 11, 1903.  
*Hon. Geo. D. Neal, President of the Senate.*

SIR: Your Committee on Judicial Districts, to whom was referred

Senate bill No. 172, A bill to be entitled "An Act changing and fixing the times of holding the courts in the Third Judicial District of Texas, and providing for a longer term in Henderson county,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

BEATY, Chairman.

#### SENATE BILL NO. 89.

Senator Hale moved to reconsider the vote by which the constitutional rule requiring bills to be read on three several days was suspended on Senate bill No. 89.

The motion prevailed, and

Senator Hale moved to reconsider the vote by which Senate bill No. 89 was ordered engrossed.

The motion prevailed.

Senator Hale offered the following amendment:

"Whereas, There is now no law whereby the counties of Washington, Burleson, Lee and Bastrop may avail themselves of the benefits of the district school system; and whereas, these counties should be permitted to avail themselves of the advantages of this law in time to organize thoroughly during their next vacation; therefore, an imperative public necessity and emergency exists and requires that the constitutional rule that bills be read on three several days be suspended and this bill be placed upon its final passage without being so read, and that this act take effect and be in force from and after its passage."

The amendment was adopted.

Bill was read second time, and ordered engrossed.

On motion of Senator Hale, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

#### Yeas—26.

Beaty.	Decker.
Brachfield.	Douglass.
Cain.	Faulk.
Davidson of	Faust.
DeWitt.	Grinnan.
Davidson of	Hale.
Galveston.	Hanger.

Harbison.	McKamy.
Harper.	Morris.
Henderson.	Paulus.
Hicks.	Savage.
Hill.	Stafford.
Lipscomb.	Willacy.
Martin.	Wilson.

## Absent.

Faubion.	Perkins.
Mills.	Sebastian.
Patteson.	

The bill was read third time, and passed by the following vote:

## Yeas—25.

Beaty.	Harbison.
Brachfield.	Harper.
Cain.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	Martin.
Galveston.	Mills.
Decker.	Morris.
Douglass.	Paulus.
Faulk.	Savage.
Faust.	Stafford.
Grinnan.	Willacy.
Hale.	Wilson.
Hanger.	

## Absent.

Faubion.	Patteson.
Henderson.	Perkins.
McKamy.	Sebastian.

Senator Hale moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

## SENATE BILL NO. 94.

On motion of Senator Paulus, pending business (House bill No. 16) was suspended, and the Senate took up, out of its order, Senate bill No. 94.

The Chair laid before the Senate, on its second reading,

Senate bill No. 94, A bill to be entitled "An Act to amend Chapter 153 of the General Laws of the State of Texas, passed at the Regular Session of the Twenty-fifth Legislature, and amended at the Regular Sessions of the Twenty-sixth and Twenty-seventh Legislatures, entitled 'An Act to prohibit the taking of fish from the fresh waters and streams of this State otherwise than by means of the ordinary hook and line and trot line; to prohibit the sale or shipping of game fish in this State, and to provide penalties for the violation thereof,' by exempting the county of Stephens and other counties from the provisions of this act."

Senator Mills offered the following amendment:

"Amend by adding after 'San Augustine' 'McLennan and Henderson.'"

The amendment was adopted.

The bill was read second time, and ordered engrossed.

## SENATE BILL NO. 65.

On motion of Senator Harbison, pending business (House bill No. 16) was suspended, and the Senate took up, out of its order, Senate bill No. 65.

The Chair laid before the Senate, on its second reading,

Senate bill No. 65, A bill to be entitled "An Act to repeal subdivision 1 of Article 5049, Chapter 18, Title CIV, of the Acts of the First Called Session of the Twenty-fifth Legislature, that imposes an annual occupation tax on merchants."

Bill was read second time.

## ADJOURNMENT.

On motion of Senator Faulk the Senate, at 5:10 o'clock p. m., adjourned until 10 o'clock tomorrow.

## TWENTIETH DAY.

Senate Chamber,  
Austin, Tex., Thursday, Feb. 12, 1903.

Senate met pursuant to adjournment.

Lieutenant Governor Neal in the chair.

Roll call. Quorum present, the following Senators answering to their names:

Beaty.	Henderson.
Brachfield.	Hicks.
Cain.	Hill.
Davidson of	Lipscomb.
DeWitt.	Martin.
Davidson of	McKamy.
Galveston.	Mills.
Decker.	Morris.
Douglass.	Patteson.
Faubion.	Paulus.
Faulk.	Perkins.
Faust.	Savage.
Grinnan.	Sebastian.
Hale.	Stafford.
Hanger.	Willacy.
Harbison.	Wilson.
Harper.	

## ROLL OF OFFICERS AND EMPLOYES.

## Present.

Clyde D. Smith.
W. E. DeLamar.
R. M. Gilmore.